CLASSIFICATION OFFICE DECISION

Title of publication:	Srm012.mp4_thumbs_[2016.10.12_02.18.48].jpg
Other known title(s):	Not stated
OFLC ref:	1601047.008
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Secretary for Internal Affairs
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	02 March 2017
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	02 March 2017

Summary of reasons for decision:

The computer image file is deemed objectionable because it promotes and supports the exploitation of young persons for sexual purposes under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). It consists of 16 small images taken from a video recording that has also been examined and classified by the Classification Office (see OFLC: 1601047.007). The images depict a girl who appears to be in her mid-teens performing sexual acts. This classification interferes with the right to freedom of expression provided by the New Zealand Bill of Rights Act 1990. However, this classification is consistent with Parliament's intention that publications falling under s3(2) of the FVPC Act be deemed objectionable. This is a reasonable limitation on the right to freedom of expression that reflects the concern of a free and democratic society to protect its vulnerable members from exploitation.